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8 UNITED STATES DISTRICT COURT
9 FOR THE CENTRAL DISTRICT OF CALIFORNIA
10 WESTERN DISTRICT

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12 LIMEI XU,

13 Plaintiff,

14 v.

15 DAVID M. RADEL, UNITED STATES
16 CITIZENSHIP AND IMMIGRATION
17 SERVICES LOS ANGELES ASYLUM
18 OFFICE DIRECTOR,

19 Defendant.

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21 No. CV 23-7447-GW-MRWx

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23 **ORDER DISMISSING CASE**

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25 Honorable George H. Wu
26 United States District Judge

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Having read and considered the Joint Stipulation to Dismiss the Case submitted by the parties, and finding good cause therefor,

IT IS HEREBY ORDERED that:

1. The instant action shall be dismissed without prejudice;
2. USCIS shall interview Plaintiff on September 23, 2024, at 7:15 a.m., at the Los Angeles Asylum Office in Tustin, California. USCIS intends to conduct the interview on the date set, however, the parties understand that due to unexpected staffing limitations or other unforeseen circumstances that may arise, USCIS reserves its right to cancel and reschedule the interview. Should rescheduling be necessary, the interview will be rescheduled within four (4) weeks of the original interview date, absent unforeseen or exceptional circumstances;
3. Plaintiff agrees to attend the interview on the date listed above, absent unforeseen or exceptional circumstances;
4. If needed, Plaintiff agrees to only make one (1) interview reschedule request and to notify the Los Angeles Asylum Office of the reschedule request, in writing, prior to the scheduled interview date. Plaintiff may email the reschedule request to LosAngelesAsylum@uscis.dhs.gov;
5. If multiple reschedule requests are made by Plaintiff , USCIS may place the asylum application back into the Los Angeles Asylum Office's general interview scheduling priorities. *See* <https://www.uscis.gov/humanitarian/refugees-and-asylum/asylum/affirmative-asylum-interview-scheduling>;
6. Plaintiff understands that additional interview(s) may be required by USCIS as part of the asylum interview process and the adjudication of the application;

- 1 7. USCIS agrees to diligently work towards completing adjudication of the
- 2 asylum application within 120 days of completion of Plaintiff's asylum
- 3 interview, absent unforeseen or exceptional circumstances that would
- 4 require additional time to complete adjudication;
- 5 8. In the event that USCIS does not complete adjudication of the asylum
- 6 application within 120 days of the completion of the asylum interview,
- 7 Plaintiff may refile this action;
- 8 9. Plaintiff agrees to submit all supplemental documents and evidence, if any,
- 9 to USCIS prior to the agreed upon scheduled interview based on the
- 10 following timelines. Plaintiff may email any supplemental documents to
- 11 LosAngelesAsylum@uscis.dhs.gov at least seven (7) calendar days before
- 12 the interview. Alternatively, Plaintiff may mail the supplemental documents
- 13 to the Los Angeles Asylum Office, P.O. Box 2003, Tustin, CA 92781-2003,
- 14 postmarked no later than ten (10) calendar days prior to the scheduled
- 15 asylum interview. Plaintiff recognizes that failure to submit these
- 16 documents in a timely manner may result in the interview being rescheduled
- 17 at no fault of USCIS;
- 18 10. Each party agrees to bear the party's own litigation costs, expenses, and
- 19 attorney fees.

21 Dated: November 6, 2023.

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23 _____
24 HON. GEORGE H. WU,
25 UNITED STATES DISTRICT JUDGE
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